



General Assembly

Substitute Bill No. 833

January Session, 2003

AN ACT CONCERNING INDOOR TANNING.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2003*) (a) As used in this
2 section:

3 (1) "Consumer" means any individual who is provided access to a
4 tanning facility in exchange for a fee or other compensation, or any
5 individual who, in exchange for a fee or other compensation, is
6 afforded use of a tanning device as a condition or benefit of
7 membership or access;

8 (2) "Operator" means an individual designated by the tanning
9 facility to control operation of the tanning facility and to instruct and
10 assist the consumer in the proper operation of the tanning device;

11 (3) "Protective eyewear" means eyewear in compliance with federal
12 Food and Drug Administration guidelines at 21 CFR 1040.20, as may
13 from time to time be amended;

14 (4) "Tanning device" means any equipment that emits radiation
15 used for tanning of the skin, such as a sunlamp, tanning booth or
16 tanning bed that emits ultraviolet radiation, and includes any
17 accompanying equipment, such as timers or handrails;

18 (5) "Tanning facility" means any place where a tanning device is

19 used for a fee, membership dues or any other compensation.

20 (b) Each tanning facility shall: (1) Post a sign readily visible to
21 persons entering such facility that includes warnings about risks
22 associated with use of a tanning device, instructions for use and notice
23 that consumer complaints may be directed to the Department of Public
24 Health; (2) require consumers, prior to use of any tanning device, to
25 read and sign a statement that includes warnings about failure to use
26 protective eyewear and health risks associated with the use of tanning
27 devices; and (3) instruct consumers on the use of protective eyewear.
28 Operators shall require consumers to wear protective eyewear when
29 using a tanning device, and, if necessary, may lend properly sanitized
30 protective eyewear for a consumer's use while in the facility. Signs and
31 statements required by this subsection shall be approved by the
32 municipal health department or health district for the municipality in
33 which the tanning facility is located.

34 (c) No operator shall allow an unemancipated minor under the age
35 of eighteen to use a tanning device without the written permission of
36 the parent or guardian of such minor on a form approved by the
37 municipal health department or health district for the municipality in
38 which the tanning facility is located. Such written permission shall be
39 signed on the premises at the minor's first visit, and shall expire ninety
40 days after the date it was signed.

41 (d) (1) Any operator who violates any provision of this section shall
42 be fined not more than one hundred dollars or imprisoned not more
43 than ninety days, or both. Any fine shall be payable to the municipal
44 health department or health district for the municipality in which the
45 tanning facility is located.

46 (2) Any municipal health department established under chapter
47 368e of the general statutes, and any district department of health
48 established under chapter 368f of the general statutes, may, within its
49 available resources, enforce the provisions of this section.

This act shall take effect as follows:
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Section 1	<i>October 1, 2003</i>
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PH *Joint Favorable Subst.*

PD *Joint Favorable*